



SOUTH DAKOTA DEPARTMENT OF AGRICULTURE

AGRICULTURAL SERVICES DIVISION

523 East Capitol Avenue

Pierre, SD 57501

Phone: 605.773.4432 Fax: 605.773.3481

sdda.sd.gov

July 10, 2018

(b) (6)

Dear (b) (6)

We appreciate your notification of this alleged incident. The South Dakota Department of Agriculture (SDDA) works diligently to ensure that pesticide applications are made in a manner that is responsible and in accordance with state and federal guidelines.

Enclosed is a Pesticide Incident Form. Please fill out all pertinent information and retain this form until an inspector with the SDDA contacts you.

Should you feel that you, or your operation, were damaged by this alleged incident, the SDDA would encourage you to contact local law enforcement or consult with private legal counsel about your options to pursue civil damages.

Sincerely,

A handwritten signature in black ink that reads "J.D. Farley". The signature is fluid and cursive, with a long, sweeping underline.

J.D. Farley
Ag Program Specialist

Pesticide Complaint Information

Date: July 10, 2018

Name of complainant: (b) (6)

Phone: (b) (6)

Address: (b) (6)

Type of incident: Human Exposure

Property damaged: Human Exposure

Property location: (b) (6)

Facts of Application:

Date: July 9, 2018

Time: 6:00 pm

Site of application: Soybeans

Pesticides involved: Roundup; Tapout; Ultra Blazen

Person applying pesticides (if known) Southeast Farmers Cooperative

Additional comments: (b) (6), (b) (7)(C)

Note: Inform caller that a damage complaint form will be mailed to them to complete and retain, until such time as they are contacted by one of our inspectors about the complaint.

Inspector: Sherrie Petersen

Notified: July 10, 2018

Case #: 18SP071020

MISUSE/INCIDENT/ACCIDENT INVESTIGATION CHECKLIST

FORMS

- ☒ Notice of Inspection (show credentials, explain reason & scope of inspection)
- ☒ Use / Misuse Investigation Report
- ☒ Pesticide Sample(s) Collection Report
- ☒ Pesticide Damage Complaint Form (signed by complainant) (copy to applicator)
- ☒ Spray Report (check list)
- ☒ Discharge Response Plan on file? ☐ YES ☐ NO
- ☒ Voluntary Statement Form
- ☐ Report of Pesticide or Fertilizer Discharge Use / Disposal

TYPE OF SAMPLE

- | | |
|--|---|
| <input checked="" type="checkbox"/> Residue | <input type="checkbox"/> Use Dilutions |
| <input type="checkbox"/> Soil | <input type="checkbox"/> Formulation |
| <input type="checkbox"/> Water | <input type="checkbox"/> Vegetation for visual analysis |
| <input checked="" type="checkbox"/> Vegetation | |

WRITTEN INVESTIGATIVE REPORT

- ☒ Include Narrative
 - * Initial Facts (complaint)
 - * Interview (name, address, pertinent facts & elements of proof statement, photos, records, etc.)
 - * Ask questions - who, what, when, where, why, how
 - * Facts summarized (brief documentation & substantiation of alleged pesticide misuse)

ATTACHMENTS

- ☒ Voluntary Statement (signed & dated) from witnesses
- ☒ Copies of pertinent records (i.e. if drift, include spray report & National Weather Service Data or S
- ☒ Digital photographs. Insert into 8½ X 11 Word document. On each Word document describe what
- ☒ Laboratory analytical results (if available)
- ☒ Pesticide Labels
- ☒ Map of each incident location (show nearest cross streets on map)
- ☒ At least one (1) GPS reading of each incident location. Reading should be in decimal degrees and

REMEMBER -- TAKE PROPER SAFETY PRECAUTIONS